

HOUSE BILL No. 1606

DIGEST OF INTRODUCED BILL

Citations Affected: IC 11-8-8-14; IC 36-8-10-21.

Synopsis: Sex offender administrative fee. Requires a sex offender who is required to register to annually pay a \$50 fee to be deposited in the jail commissary fund. Permits a sheriff to disburse money from the jail commissary fund to pay for expenses related to the: (1) registration of sex offenders; and (2) verification of sex offenders' addresses.

Effective: July 1, 2007.

Van Haaften, Cheatham

January 23, 2007, read first time and referred to Committee on Ways and Means.

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First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

HOUSE BILL No. 1606

A BILL FOR AN ACT to amend the Indiana Code concerning corrections.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 11-8-8-14, AS ADDED BY P.L.173-2006,
2 SECTION 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2007]: Sec. 14. (a) At least once per calendar year, a sex
4 offender who is required to register under this chapter shall:

5 (1) report in person to the local law enforcement authority;
6 (2) register; and
7 (3) be photographed by the local law enforcement authority;
8 in each location where the offender is required to register.

9 **(b) One time each year, a sex offender who is required to**
10 **register under this chapter shall pay a fifty dollar (\$50) fee to the**
11 **sheriff for deposit in the jail commissary fund.**

12 SECTION 2. IC 36-8-10-21 IS AMENDED TO READ AS
13 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 21. (a) This section
14 applies to any county that has a jail commissary that sells merchandise
15 to inmates.

16 (b) A jail commissary fund is established, referred to in this section
17 as "the fund". The fund is separate from the general fund, and money



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in the fund does not revert to the general fund.

(c) The sheriff, or his designee, shall deposit all money from commissary sales into the fund, which he shall keep in a depository designated under IC 5-13-8.

(d) The sheriff, or his designee, at his discretion and without appropriation by the county fiscal body, may disburse money from the fund for:

- (1) merchandise for resale to inmates through the commissary;
 - (2) expenses of operating the commissary, including, but not limited to, facilities and personnel;
 - (3) special training in law enforcement for employees of the sheriff's department;
 - (4) equipment installed in the county jail;
 - (5) equipment, including vehicles and computers, computer software, communication devices, office machinery and furnishings, cameras and photographic equipment, animals, animal training, holding and feeding equipment and supplies, or attire used by an employee of the sheriff's department in the course of the employee's official duties;
 - (6) an activity provided to maintain order and discipline among the inmates of the county jail;
 - (7) an activity or program of the sheriff's department intended to reduce or prevent occurrences of criminal activity, including: ~~the following:~~
 - (A) substance abuse;
 - (B) child abuse;
 - (C) domestic violence;
 - (D) drinking and driving; **and**
 - (E) juvenile delinquency;
 - (8) expenses related to the establishment, operation, or maintenance of the sex offender web site under IC 36-2-13-5.5; ~~or~~
 - (9) expenses related to the:**
 - (A) registration of each sex offender; and**
 - (B) verification of each sex offender's current residence under IC 11-8-8-13; or**
 - ~~(9)~~ **(10)** any other purpose that benefits the sheriff's department that is mutually agreed upon by the county fiscal body and the county sheriff.
- Money disbursed from the fund under this subsection must be supplemental or in addition to, rather than a replacement for, regular appropriations made to carry out the purposes listed in subdivisions (1)

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1 through ~~(8)~~ (10).

2 (e) The sheriff shall maintain a record of the fund's receipts and
3 disbursements. The state board of accounts shall prescribe the form for
4 this record. The sheriff shall semiannually provide a copy of this record
5 of receipts and disbursements to the county fiscal body. The
6 semiannual reports are due on July 1 and December 31 of each year.

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